

UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA

DAVID SHEMTOV, } Case No. 2:24-cv-10630-SRM-JC
Petitioner, }
v. } ORDER ACCEPTING REPORT AND
BRYAN BIRKHOLZ, } RECOMMENDATION OF UNITED
Respondent. } STATES MAGISTRATE JUDGE, DKT.
} [14], AND DENYING PETITIONER'S
} MOTION FOR EXPEDITED RULING
} AND TO SUPPLEMENT OBJECTIONS
} TO THE MAGISTRATE JUDGE'S
} REPORT AND RECOMMENDATION,
} DKT. [17]

Pursuant to 28 U.S.C. § 636, the Court has reviewed the Petition for Writ of Habeas Corpus by a Person in Federal Custody (the “Petition”) and all of the records herein, including the March 13, 2025 Report and Recommendation of United States Magistrate Judge (“Report and Recommendation”), (Dkt. 14), and Petitioner David Shemtov’s Objections to the Magistrate Judge’s Report and Recommendation (“Objections”), (Dkt. 16). The Court has made a *de novo* determination of those portions of the Report and Recommendation to which objections are made. The Court agrees with and accepts the findings, conclusions,

1 and recommendations of Magistrate Judge Jacqueline Chooljian and
2

OVERRULES the Objections.

3 **IT IS HEREBY ORDERED** that (1) the Petition is **DENIED**, and this
4 action is **DISMISSED WITH PREJUDICE**; (2) Petitioner's Motion for
5 Reconsideration is **DENIED AS MOOT**, (Dkt. 7); and (3) Judgment be entered
6 accordingly. The Clerk of Court is **DIRECTED** to serve copies of this Order and
7 the Judgment on Petitioner and Respondent's counsel.

8 In light of this Order, the Court **DENIES AS MOOT** Petitioner's Motion
9 for Expedited Ruling and to Supplement Objections to the Magistrate Judge's
10 Report and Recommendation. (Dkt. 17.)

11 **IT IS SO ORDERED.**

12
13 DATED: May 22, 2025



14
15 HONORABLE SERENA R. MURILLO
16 UNITED STATES DISTRICT JUDGE
17
18
19
20
21
22
23
24
25
26
27
28